

SSB 6704 - S AMD 120
By Senator Benton

1 Strike everything after the enacting clause and insert the
2 following:

3 "Sec. 1. RCW 42.30.080 and 2005 c 273 s 1 are each amended to read
4 as follows:

5 (1) A special meeting may be called at any time by the presiding
6 officer of the governing body of a public agency or by a majority of
7 the members of the governing body by delivering written notice
8 personally, by mail, by fax, or by electronic mail to each member of
9 the governing body(~~(; and))~~). Written notice shall be deemed waived in
10 the following circumstances:

11 (a) A member submits a written waiver of notice with the clerk or
12 secretary of the governing body at or prior to the time the meeting
13 convenes. A written waiver may be given by telegram, fax, or
14 electronic mail; or

15 (b) A member is actually present at the time the meeting convenes.

16 (2) Notice of a special meeting called under subsection (1) of this
17 section shall be:

18 (a) Delivered to each local newspaper of general circulation and
19 ((~~to each~~)) local radio or television station ((~~which~~)) that has on
20 file with the governing body a written request to be notified of such
21 special meeting or of all special meetings;

22 (b) Posted on the agency's web site, if any, and maintained more
23 often than weekly by agency staff. An agency shall be considered to
24 have complied with the requirement for posting a notice on its web site
25 if the agency made every possible effort to post the notice at least
26 twenty-four hours before the meeting and was unable to do so because of
27 circumstances beyond its control, and complied with all the remaining
28 requirements in this section. In an effort to show good faith, the
29 agency shall document their efforts to post the notice on their web
30 site and must document the reason for the failure to do so;

1 (c) Prominently displayed at the main entrance of the agency's
2 principal location and the meeting site if it is not held at the
3 agency's principal location; and

4 (d) Delivered to individuals who reside in a voting district for
5 which the governing body has fewer than one thousand registered voters
6 and who have a written request to be notified of special meetings on
7 file with the governing body. Individuals requesting to be notified of
8 special meetings may receive the notice by fax, electronic mail, or
9 telephonic message.

10 Such notice must be delivered (~~(personally, by mail, by fax, or by~~
11 ~~electronic mail)) or posted, as applicable, at least twenty-four hours
12 before the time of such meeting as specified in the notice.~~

13 (3) The call and notices required under subsections (1) and (2) of
14 this section shall specify the time and place of the special meeting
15 and the business to be transacted. Final disposition shall not be
16 taken on any other matter at such meetings by the governing body.
17 ~~((Such written notice may be dispensed with as to any member who at or~~
18 ~~prior to the time the meeting convenes files with the clerk or~~
19 ~~secretary of the governing body a written waiver of notice. Such~~
20 ~~waiver may be given by telegram, by fax, or electronic mail. Such~~
21 ~~written notice may also be dispensed with as to any member who is~~
22 ~~actually present at the meeting at the time it convenes.))~~

23 (4) The notices provided in this section may be dispensed with in
24 the event a special meeting is called to deal with an emergency
25 involving injury or damage to persons or property or the likelihood of
26 such injury or damage, when time requirements of such notice would make
27 notice impractical and increase the likelihood of such injury or
28 damage."

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29 On page 1, line 1 of the title, after "meetings;" strike the
30 remainder of the title and insert "and amending RCW 42.30.080."

EFFECT: (1) Rearranges and rephrases the statute to make it more reader friendly. Requires governing bodies to post notice of special meetings on their web site, if they have one, and post notice at the entrance of the agency's principal location and at the meeting site if it is different.

(2) Excludes agencies who have volunteers update their web site. Allows agencies that were unable to comply with the web site posting due to circumstances beyond their control, as long as they comply with the remaining requirements.

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